

**ORDINANCE NO. 2019-04-4484**

**AN ORDINANCE AUTHORIZING THE RE-ZONING OF 1408, 1418 & 1420 N 1<sup>ST</sup> STREET, FROM C-2 (RESTRICTED COMMERCIAL DISTRICT) AND R-2 (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO C-3 (GENERAL COMMERCIAL DISTRICT).**

**WHEREAS**, the City of Arkansas City Planning Commission, after providing notice and holding a hearing pursuant to K.S.A. § 12-756 and K.S.A. § 12-757, has considered the proposed request to re-zone property, and recommended the City grant the Petition to re-zone; and

**WHEREAS**, the Governing Body of the City of Arkansas City, Kansas, after due investigation and consideration has determined that the nature and extent of the public use and interest to be subserved is such as to warrant the re-zoning of the property at issue.

**NOW THEREFORE, IN CONSIDERATION OF THE AFORESTATED PREMISES, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:**

**SECTION ONE:** The property legally described as:

Lot B-3 of Bryant Subdivision of Lot B of the Lot Split of Lot 2, McGrath's Addition to Arkansas City, Kansas

And

Lot 6 and the North 50 feet of Lot 1, Amended Plat of Lot 3, Block 1 McGrath's Addition to Arkansas City, Kansas along with the vacated alley adjacent

And

Lot 5 and the South 45 feet of the North 95 feet of Lot 1, Amended Plat of Lot 3, Block 1 McGrath's Addition to Arkansas City, Kansas along with the vacated alley adjacent.

The property is more commonly known as 1408, 1418 & 1420 N 1<sup>st</sup> Street

**IS HEREBY RE-ZONED** from a C-2 (Restricted Commercial District) and an R-2 (Medium Density Residential District) to a C-3 (General Commercial District).

**SECTION TWO:** This ordinance shall take effect and be in full force from and after its adoption by the governing body of the City of Arkansas City and either (a) publication once in the official newspaper of the City, or (b) publication of a summary of this Ordinance certified as legally accurate and sufficient by the City Attorney.

**SECTION THREE:** A certified copy of this ordinance signed by the City Clerk for the City of Arkansas City, Kansas, shall be recorded in the Office of the Register of Deeds, Cowley County, Kansas.

**PASSED AND ORDAINED** by the Governing Body of the City of Arkansas City, Kansas this 2nd day of April, 2019.

Jay Warren, Mayor

ATTEST:

Lesley Shook, City Clerk

APPROVED AS TO FORM

Tamara Niles, City Attorney